

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff

v.

Case No. 21-30009
Originating No.20-00067

MARTINIS TWONE IRVING,

Defendant.

**GOVERNMENT'S PETITION
FOR TRANSFER OF DEFENDANT TO
ANOTHER DISTRICT AND SUPPORTING BRIEF**

Pursuant to Rule 5(c)(3)(D) of the Federal Rules of Criminal Procedure, the United States of America hereby petitions the Court for an order transferring defendant **MARTINIS TWONE IRVING**, to answer to charges pending in another federal district, and states:

1. On **January 11, 2021**, defendant was arrested in the Eastern District Michigan in connection with a federal arrest warrant issued in the **Southern District of West Virginia based on a Complaint**. Defendant is charged in that district with violation of **21 USC Section 841(a)(1) – Possess with Intent to Distribute Heroin**,

2. Rule 5 requires this Court to determine whether defendant is the person named in the arrest warrant and is entitled to a preliminary examination as described in Paragraph One above. See Fed. R. Crim. P. 5(c)(3)(D)(ii).

WHEREFORE, the government requests this Court to conduct transfer proceedings in accordance with Rule 5 of the Federal Rules of Criminal Procedure.

Respectfully submitted,

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Dated: January 11, 2021